

ORDINANCE NO. 86-15

2 AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF
3 PALM BEACH COUNTY, FLORIDA, AMENDING PALM BEACH
4 COUNTY'S ARTIFICIAL REEF PROTECTION ORDINANCE NO.
5 85-29, WHICH PROTECTS THE ARTIFICIAL REEFS CREATED BY
6 PALM BEACH COUNTY PURSUANT TO THE COUNTY'S ARTIFICIAL
7 REEF PROGRAM BY AMENDING SECTION 5 THEREOF AND
8 PROVIDING FOR PENALTIES; PROVIDING FOR REPEAL OF
9 ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY;
10 PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND
11 ORDINANCES; AND PROVIDING AN EFFECTIVE DATE

12 WHEREAS, it is necessary to amend Ordinance No. 85-29 to
13 protect additional artificial reefs created pursuant to Palm Beach
14 County's Artificial Reef Program.

15 NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
16 COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA that:

17 Part 1 - Section 5, Location of Artificial Reefs, of Ordinance No. 85-29,
18 is hereby amended as follows:

Section 5 Location of Artificial Reefs:

20 The artificial reefs created pursuant to said Program and
21 affected by the terms of this ordinance, are those reefs located within
22 the areas described on the attached Exhibits "A" through "I", as well as
23 those reefs described below and located at the following loran
24

Site #3

	<u>Lat/Long</u>	<u>Distance to Shore</u>
26		
27	<u>SW Corner</u>	<u>26° 45' 30"</u>
28		<u>80° 00' 45"</u>
29	<u>SE Corner</u>	<u>26° 45' 30"</u>
30		<u>80° 00' 00"</u>
31	<u>NW Corner</u>	<u>26° 45' 20"</u>
32		<u>80° 00' 45"</u>
33	<u>NE Corner</u>	<u>26° 46' 20"</u>
34		<u>80° 00' 00"</u>
35	<u>Site</u>	<u>26° 45' 50"</u>
36		<u>80° 00' 15"</u>
		1.2 NM

Part II - PENALTIES

38 Violations of this Ordinance shall be prosecuted in the same
39 manner as misdemeanors are prosecuted and upon conviction shall be
40 punished by fine not to exceed Five Hundred Dollars (\$500.00) or by
41 imprisonment in the County Jail not to exceed sixty (60) days or by both
42 fine and imprisonment. However, the penalties provided by this section

1 shall not be construed to restrict or limit the application of any crimes
2 as defined under the Laws of the State of Florida and the United States
3 applicable for violation of this Ordinance, including but not limited to
4 theft, trespass or criminal mischief.

5 **Part III - REPEAL OF ORDINANCE IN CONFLICT**

6 All local ordinances applying to the unincorporated area of
7 Palm Beach County in conflict with any provisions of this ordinance are
8 hereby repealed.

9 **Part IV - SEVERABILITY**

10 If any section, paragraph, sentence, clause, phrase, or word of
11 this ordinance is for any reason held by the Court to be
12 unconstitutional, inoperative or void, such holding shall not affect the
13 remainder of this ordinance.

14 **Part V - INCLUSION IN THE CODE OF LAWS AND ORDINANCES**

15 The provisions of this ordinance shall become and be made a
16 part of the code of laws and ordinances of Palm Beach County, Florida.
17 The Sections of the ordinance may be renumbered or relettered to
18 accomplish such, and the word "ordinance" may be changed to "section,"
19 "article," or any other appropriate word.

20 **Part VI - EFFECTIVE DATE**

21 The provisions of this ordinance shall become effective upon
22 receipt of acknowledgement by the Secretary of State.

23 APPROVED AND ADOPTED by the Board of County Commissioners of
24 Palm Beach County, Florida, on the 27th day of May, 1986.

25
26 PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

27 By Karen M. Marcus
28 Chairman

29 APPROVED AS TO FORM AND
30 LEGAL SUFFICIENCY

31 Thomas C. McAdoo
32 County Attorney

1 Acknowledgement by the Department of State of the State of
2 Florida, on this, the 5th day of June, 1986.

3 EFFECTIVE DATE: Acknowledgement from the Department of State
4 received on the 11th day of June, 1986, at 10:55
5 A.M., and filed in the Office of the Clerk of the Board of County
6 Commissioners of Palm Beach County, Florida.

STATE OF FLORIDA, COUNTY OF PALM BEACH
I, JOHN B. DUNKLE, ex-officio Clerk of the
Board of County Commissioners certify this to
be a true and correct copy of the original filed in
my office on 5/2/1986.
DATED at West Palm Beach, FL on 5/13/86
JOHN B. DUNKLE, Clerk
By: John B. DUNKLE D.C.
Reported 5/13/86